

1 **HAROLD M. JAFFE, ESQ.**

CASB #57397

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4 Attorney for Defendants JOHN SRAMEK and BERNADETTE SRAMEK, individually and as  
5 Trustees of the John S. Sramek, Jr. and Bernadette D. Sramek Revocable Living Trust and Harold  
6 M. Jaffe, In Pro Per

7  
8 **UNITED STATES DISTRICT COURT**

9 **NORTHERN DISTRICT OF CALIFORNIA**

10 ALISE MALIKYAR,

CASE NO. C07-03533 WHA

11 Plaintiff,

**DEFENDANTS' UPDATED CASE  
MANAGEMENT CONFERENCE STATEMENT;  
AND REQUEST TO CONTINUE CASE  
MANAGEMENT CONFERENCE UNTIL A DATE  
AFTER MAY 28, 2008**

12 vs.

13 JOHN SRAMEK, BERNADETTE SRAMEK,  
14 HAROLD M. JAFFE, John S. Sramek, Jr. and  
Bernadette D. Sramek Revocable Living  
15 Trust, and DOES 1 - 100,

**DATE:** May 22, 2008

**TIME:** 3:00 p.m.

**CTRM:** 9

16 Defendants.

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19 Defendants, JOHN SRAMEK, BERNADETTE SRAMEK, HAROLD M. JAFFE, John S.  
20 Sramek, Jr. and Bernadette D. Sramek Revocable Living Trust, hereby submit their updated Case  
21 Management Conference Statement.

22 Since this Court entered its stay order on February 23, 2008, the trustee in the bankruptcy  
23 of Robert E. Jacobsen, has filed a motion scheduled to be heard on May 28, 2008, to approve the  
24 sell of the claim, which is the subject of this case (see facesheet of Docket of Robert Jacobsen,  
25 Debtor, and pertinent page only showing docket entry of May 2, 2008, just below entry 138,  
26 attached hereto as **Exhibit 1**). Therefore, the status of the claim mentioned in this Court's order  
27 of April 16, 2008, will not be determined at the time of this Case Management Conference.

1 Presuming this Court hears Case Management Conferences on Thursdays, defendants would  
2 request that the Case Management Conference presently set for May 22, 2008, be continued to  
3 sometime after May 28, 2008, with the exception of May 29, 2008, which at this time, is unavailable  
4 on the calendar of defendants' counsel. Therefore, defendants request that a continued Case  
5 Management be set for either June 5 or 12, 2008, to allow the hearing scheduled for May 28, 2008,  
6 to go forward and an order on that hearing to be entered.

7  
8  
9 DATED: May 15, 2008

/s/

10 HAROLD M. JAFFE, ESQ., Attorney for Defendants  
11 JOHN SRAMEK and BERNADETTE SRAMEK,  
12 individually and as Trustees of the John S. Sramek,  
13 Jr. and Bernadette D. Sramek Revocable Living Trust  
14 and Harold M. Jaffe, In Pro Per  
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FinMgmtDue, CONVERTED, APPEAL, 727OBJ

**United States Bankruptcy Court  
Eastern District of Texas (Sherman)  
Bankruptcy Petition #: 07-41092**

*Assigned to:* Honorable Brenda T. Rhoades  
Chapter 7  
Previous chapter 13  
Voluntary  
Asset

*Date Filed:* 05/25/2007  
*Date Converted:* 12/05/2007

***Debtor***

**Robert Edwin Jacobsen**  
P.O. Box 1386  
Lafayette, CA 94549  
SSN: xxx-xx-2723

represented by **Joyce W. Lindauer**  
8140 Walnut Hill Lane  
Suite 301  
Dallas, TX 75231  
(972) 503-4033  
Fax : (972) 503-4034  
Email:  
courts@joycelindauer.com

**William Paul Rossini**  
Rossini & Wagner PC  
1201 Main Street  
Suite 2470  
Dallas, TX 75202  
(214) 979-7321  
Fax : (214) 979-7301  
Email:  
williamp@rossiniwagner.com

***Trustee***

**Janna L. Countryman**  
P. O. Box 941166  
Plano, TX 75094-1166  
(972) 943-2580  
*TERMINATED:* 12/05/2007

***Trustee***

**Christopher Moser**  
2001 Bryan Street, Suite 1800  
Dallas, TX 75201  
(214) 880-1805

represented by **Gabrielle A. Hamm**  
Singer Levick, P.C.  
16200 Addison Road., Ste.  
140  
Addison, TX 75001  
(972)380-5533  
Fax : (972)380-5748  
Email:  
hamm@singerlevick.com

**Larry A. Levick**

**EXHIBIT 1**

		(RE: related document(s) <u>126</u> Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To 2324 Tice Valley Boulevard, Walnut Creek, California Filed by Greenpoint Mortgage Funding, Inc. Hearing scheduled for 5/28/2008 at 10:00 AM at Plano Bankruptcy Courtroom. (th, ). Service Date 04/24/2008. (Admin.) (Entered: 04/25/2008)
04/28/2008	<u>133</u>	Transcript of Hearing Held On 9/27/2007 (th, ) (Entered: 04/28/2008)
04/28/2008	<u>134</u>	Transcript of Hearing Held On 11/21/2007 (th, ) (Entered: 04/28/2008)
04/28/2008	<u>135</u>	Trustee's Second Unopposed Motion to Extend Time to File Complaint Objecting to Discharge Filed by Christopher Moser (Attachments: # <u>1</u> Proposed Order) (Hamm, Gabrielle) Modified on 4/29/2008 (bl, ). (Entered: 04/28/2008)
04/30/2008	<u>136</u>	Notice of Appearance by (Attorney: Joyce W. Lindauer) Filed by Robert Edwin Jacobsen (Lindauer, Joyce) (Entered: 04/30/2008)
05/01/2008	<u>137</u>	Objection Filed by John Sramek (RE: related document(s) <u>129</u> Motion to Sell Property of the Estate Free and Clear of Liens, Claims and Encumbrances Filed by Christopher Moser (Attachments: # (1) Service List# (2) Proposed Order) (Levick, Larry) filed by Trustee Christopher Moser). (Lewis, John) (Entered: 05/01/2008)
05/02/2008	<u>138</u>	Objection Filed by Christopher Moser (RE: related document(s) <u>130</u> Motion for Relief from Stay With Waiver of 30-Day Hearing Requirement As To 7804 Steppington Dr, Plano, Texas 75025-0000 Filed by CitiMortgage, Inc. (Attachments: # (1) Exhibit Paylog# (2) Exhibit List of Witnesses/Exhibits# (3) Affidavit # (4) Proposed Order) (Lozano, Joe) filed by Creditor CitiMortgage, Inc.). (Hamm, Gabrielle) (Entered: 05/02/2008)
05/02/2008		Hearing Set (RE: related document(s) <u>129</u> Motion to Sell Property of the Estate Free and Clear of Liens, Claims and Encumbrances Filed by Christopher Moser. Hearing scheduled for 5/28/2008 at 09:40 AM at Plano Bankruptcy Courtroom. (th, ) (Entered: 05/02/2008)
05/02/2008	<u>139</u>	Notice of Transfer of Claim with Waiver in the amount of Claim Number 8 To Mr. Timothy E. Carlson/o J.E. JohnsonJameson and Dunagan, P.C.3890 W. Northwest Hwy., Ste. 550Dallas TX 75220 Filed by Timothy E. Carlson, C.P.A., a professional corporation (Johnson, John) (Entered: 05/02/2008)
05/04/2008	<u>140</u>	Certificate Of Mailing (RE: related document(s) Hearing Set (RE: related document(s) <u>129</u> Motion to Sell Property of the Estate Free